

105TH CONGRESS
2D SESSION

S. 2450

To make technical corrections to the National Capital Revitalization and Self-Government Improvement Act of 1997.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 9, 1998

Mr. WARNER (for himself and Mr. ROBB) introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

A BILL

To make technical corrections to the National Capital Revitalization and Self-Government Improvement Act of 1997.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Lorton Technical Cor-
5 rections Act of 1998”.

6 **SEC. 2. TRANSFER OF LAND TO GENERAL SERVICES AD-**
7 **MINISTRATION.**

8 Section 11201 of the National Capital Revitalization
9 and Self-Government Improvement Act of 1997 (Public
10 Law 105–33; D.C. Code 24-1201) is amended—

1 (1) by redesignating the second subsection (g)
2 and subsection (h) as subsections (h) and (i);

3 (2) in subsection (g)(1)—

4 (A) by inserting “(A)” before “Notwith-
5 standing”;

6 (B) by striking “Except as provided in
7 paragraph (2)” and all that follows through
8 “Department of the Interior.”; and

9 (C) by adding at the end the following new
10 subparagraphs:

11 “(B) Contingent on the General Services Ad-
12 ministration (GSA) receiving the necessary appro-
13 priations to carry out the requirements of this para-
14 graph and subsection (g), and notwithstanding the
15 Federal Property and Administrative Services Act of
16 1949 (40 U.S.C. 471 et seq.), not later than 60 days
17 after the date of the enactment of the Lorton Tech-
18 nical Corrections Act of 1998, any property on
19 which the Lorton Correctional Complex is located
20 shall be transferred to the GSA.

21 “(C) Not later than 1 year after the date of the
22 enactment of the Lorton Technical Corrections Act
23 of 1998, Fairfax County shall submit a reuse plan
24 that complies with all requisite approvals to the Ad-
25 ministrator of General Services that aims to maxi-

1 mize use of the land for open space, park land, or
2 recreation, while delineating permissible or recre-
3 ation uses, potential development densities, and any
4 time limits on such development factors of the prop-
5 erty on which the Lorton Correctional Complex is lo-
6 cated.

7 “(D) Not later than 180 days after the date of
8 the enactment of the Lorton Technical Corrections
9 Act of 1998, the Department of the Interior shall
10 notify GSA of any property it requests to be trans-
11 ferred to the Department of the Interior for the pur-
12 pose of a land exchange by the United States Fish
13 and Wildlife Service within the Commonwealth of
14 Virginia. The Department of the Interior’s request
15 shall be approved by the Administrator of General
16 Services in a manner consistent with the reuse plan
17 developed by Fairfax County and to the extent it
18 does not result in a significant reduction in the mar-
19 ketability or value of any remaining property. The
20 Administrator of General Services shall coordinate
21 with the Secretary of the Interior to resolve any con-
22 flicts presented by the Department of the Interior’s
23 request and shall transfer the property to the De-
24 partment of the Interior at no cost.

1 “(E) Any property not transferred to the De-
 2 partment of the Interior under subparagraph (D)
 3 shall be disposed of according to paragraphs (2) and
 4 (4).”;

5 (3) in subsection (g)(2)(A)(ii) by striking “De-
 6 partment of Parks and Recreation” each place it ap-
 7 pears and inserting “Park Authority”;

8 (4) in subsection (g) by adding at the end the
 9 following new paragraphs:

10 “(4) CONDITIONS ON TRANSFER OF LORTON
 11 PROPERTY EAST OF OX ROAD (STATE ROUTE 123).—

12 “(A) IN GENERAL.—With respect to prop-
 13 erty east of Ox Road (State Route 123) on
 14 which the Lorton Correctional Complex is lo-
 15 cated, the Administrator of General Services
 16 shall—

17 “(i) cooperate with the District of Co-
 18 lumbia Corrections Trustee to determine
 19 property necessary to maintain the security
 20 of the Lorton Correctional Complex until
 21 its closure;

22 “(ii) prepare a report of title, com-
 23 plete a property description, provide pro-
 24 tection and maintenance, conduct an envi-
 25 ronmental assessment of the property to

1 determine the extent of contamination,
2 complete National Environmental Policy
3 Act of 1969 (42 U.S.C. 4331 et seq.) and
4 National Historic Preservation Act (16
5 U.S.C. 470 et seq.) processes for closure
6 and disposal of the property, and provide
7 an estimate of the cost for remediation and
8 contingent on receiving the necessary ap-
9 propriations complete the remediation in
10 compliance with applicable Federal and
11 State environmental laws;

12 “(iii) develop a disposition strategy in-
13 corporating the Fairfax County reuse plan
14 and the Department of the Interior’s land
15 transfer request, and resolve conflicts be-
16 tween the plan and the transfer request, or
17 between the reuse plan, the transfer re-
18 quest and the results of the environmental
19 studies;

20 “(iv) negotiate with any entity that
21 has a lease, agreement, memorandum of
22 understanding, right-of-way, or easement
23 with the District of Columbia to occupy or
24 utilize any parcels of such property on the
25 date of the enactment of this title, to per-

1 fect or extend such lease, agreement,
2 memorandum of understanding, right-of-
3 way, or easement;

4 “(v) transfer at no cost any property
5 identified in the Fairfax County reuse plan
6 to the Northern Virginia Regional Park
7 Authority or the Fairfax County Park Au-
8 thority for park purposes;

9 “(vi) dispose of any parcels not re-
10 served by the Department of the Interior
11 and not addressed under clause (iii) at fair
12 market value, including the six-acre parcel
13 east of Shirley Highway on Interstate 95
14 to Amtrak, subject to such terms and con-
15 ditions as the Administrator determines to
16 be in the best interest of the United
17 States;

18 “(vii) deposit any proceeds from the
19 sale of property on which the Lorton Cor-
20 rectional Complex is located into a special
21 fund established in the treasury for pur-
22 poses of covering real property utilization
23 and disposal related expenses, including
24 environmental compliance and remediation

1 for the Lorton Correctional Complex until
2 all property has been conveyed; and

3 “(viii) deposit any remaining funds in
4 the Policy and Operations appropriate ac-
5 count of the General Services Administra-
6 tion to be used for real property utilization
7 and disposal activities until expended.

8 “(B) REPORT.—Not later than 90 days
9 after the date of the receipt of the Fairfax
10 County reuse plan and the Department of the
11 Interior property transfer request by the Ad-
12 ministrator of General Services, the Adminis-
13 trator shall report to the Committees on Appro-
14 priations and Government Reform and Over-
15 sight of the House of Representatives, and the
16 Committees on Appropriations and Govern-
17 mental Affairs of the Senate on plans to comply
18 with the terms of this paragraph and any esti-
19 mated costs associated with such compliance.

20 “(C) AUTHORIZATION.—There is author-
21 ized to be appropriated such sums as are nec-
22 essary from the general funds of the Treasury,
23 to remain available until expended, to the Policy
24 and Operations appropriation account of the
25 General Services Administration for the real

1 property utilization and disposal activities in
2 carrying out the provisions of this title.

3 “(5) JURISDICTION.—Any property disposed of
4 according to paragraphs (2) and (4) shall be under
5 the jurisdiction of the Commonwealth of Virginia.
6 Any development of such property and any property
7 transferred to the Department of the Interior for ex-
8 change purposes shall comply with any applicable
9 planning and zoning requirements of Fairfax County
10 and the Fairfax County reuse plan.”.

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